

Representative Melissa G. Ballard proposes the following substitute bill:

SANITATION AMENDMENTS

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Melissa G. Ballard

Senate Sponsor: Todd D. Weiler

Cosponsors: Ashlee Matthews Elizabeth Weight
Gay Lynn Bennion Christine F. Watkins
Clare Collard

LONG TITLE

General Description:

This bill imposes additional sanitation requirements on facilities.

Highlighted Provisions:

This bill:

- defines terms;
- allows the Department of Health to establish sanitation rules for body art facilities;

and

- makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:



24 **26-15-1**, as last amended by Laws of Utah 2020, Chapter 311

25 **26-15-2**, as last amended by Laws of Utah 2007, Chapter 25

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27 *Be it enacted by the Legislature of the state of Utah:*

28 Section 1. Section **26-15-1** is amended to read:

29 **26-15-1. Definitions.**

30 As used in this chapter:

31 (1) "Body art facility" means a facility where an individual practices or instructs:

32 (a) body piercing;

33 (b) tattooing;

34 (c) permanent cosmetics; or

35 (d) microblading.

36 ~~[(1)]~~ (2) (a) "Food handler" means any person working part-time or full-time in a food
37 service establishment who:

38 (i) moves food or food containers, prepares, stores, or serves food;

39 (ii) comes in contact with any food, utensil, tableware or equipment; or

40 (iii) washes the same.

41 (b) "Food handler" includes:

42 (i) owners, supervisors, and management persons, and any other person working in a
43 food-service establishment; or

44 (ii) an operator or person:

45 (A) employed by one who handles food dispensed through vending machines;

46 (B) who comes into contact with food contact surfaces or containers, equipment,
47 utensils, or packaging materials used in connection with vending machine operations; or

48 (C) who otherwise services or maintains one or more vending machines.

49 (c) "Food handler" does not include a producer of food products selling food at a
50 farmers market as defined in Section **4-5-102**.

51 ~~[(2)]~~ (3) "Pest" means a noxious, destructive, or troublesome organism whether plant
52 or animal, when found in and around places of human occupancy, habitation, or use which
53 threatens the public health or well being of the people within the state.

54 ~~[(3)]~~ (4) "Vector" means any organism, such as insects or rodents, that transmits a

pathogen that can affect public health.

Section 2. Section **26-15-2** is amended to read:

26-15-2. Minimum rules of sanitation established by department.

[The] In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
the department shall establish and enforce, or provide for the enforcement of minimum rules of
sanitation necessary to protect the public health[. ~~Such rules shall include, but not be limited~~
~~to,~~], including rules necessary for the design, construction, operation, maintenance, or
expansion of:

(1) [~~restaurants and all places~~] a restaurant or a place where food or drink is handled,
sold, or served to the public;

(2) a public swimming [~~pools~~] pool;

(3) a public [~~baths including saunas, spas, massage parlors, and suntan parlors~~] bath,
including a sauna, spa, or massage facility;

(4) a public bathing [~~beaches~~] beach;

(5) [~~schools which are publicly or privately owned or operated~~] a public or private
school;

(6) a recreational [~~resorts, camps, and vehicle parks~~] resort, camp, or vehicle park;

(7) an amusement [~~parks and all other centers and places~~] park or other center or place
used for public gatherings;

(8) a mobile home [~~parks and~~] park or highway rest [~~stops~~] stop;

(9) a construction or labor [~~camps~~] camp;

(10) [~~jails, prisons and other places~~] a jail, prison, or other place of incarceration or
confinement;

(11) [~~hotels and motels~~] a hotel or motel;

(12) [~~lodging houses and boarding houses~~] a lodging house or boarding house;

(13) [~~service stations~~] a service station;

(14) [~~barbershops and beauty shops~~] a cosmetology facility;

(15) [~~physician and dentist offices~~] a physician or dentist office;

(16) [~~public buildings and grounds~~] a public building or ground;

(17) [~~public conveyances and terminals; and~~] a public conveyance or terminal;

(18) a commercial tanning [~~facilities;~~] facility; and

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(19) a body art facility.